

EASTERN DISTRICT OF TENNESSEE Clerk, U. S. District Court		IN THE UNITED STATES DISTRICT COURT MAY 22 2023
AMBER K. BRANT, CIVIL ACTION NO. 3:23.0V. 179 Petitioner, Juny TRIAL DEMANDED. VS. COVKER / McCook CLIFFORD TRESSLOR. (Unit Manager). SERGEANT ODOM. SERGEANT MULVANE. LIEUTENANT WIDNER, SERGEANT DIXON. MAGOR GARCIA: And WARDEN STEVEN ANDREWS. Individually and in their Personal and official Capacities, Defendants. Complaint For Violation of Civil RIGHTS PURSUANT To 42 U.S.C. & 1983 The Plaintiff, Amber K. Brant, is a black transgender. State prisoner in the custody of the Tennessee Department of Corrections imprisoned at the Northeast correctional Complex in Jahnson County, Tennessee presending as a prese and indigent inmate. The plaintiff brings this prose action Pursuant to 42 U.S.C. & 1983 et seg, against the defendants. The plaintiff is seeking Compensatory and punitive damages, alleging that the defendants were deliberate indifference and violated her rights under the Eighth and Emulteenth Amendments to the United States. Censtitution. Plaintiff's Claims are based on the		FASTERN DISTRICT OF TENNESSEE
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		and Fourteenth Amendments to the united States
failure to protect.		Constitution. Plaintiff's claims are based on the
		failure to protect.

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	1. This is a civil action authorized by 42 U.s. c. section	
	1983 to redress the deprivation, under color of state	
	law, of lights secured by the constitution of the	
	United States. This court has jurisdiction over plaintiff's	
	3	,
······································	federal claims pursuant to 28 U.S.C. & § 1331 and 1343(a)(3).	
	This coult has justisdiction over plaintiff's state-law	
	Claims pursuant to 28 U.S.C. & 1367.	,-, -,
	2. The United States District court for the Eastern	
	District of Tennessee at Icnoxville is an appropriate	
market states and a constant and the state of the state o	venue under 28 U.S.C. § 1391 (b) (2) because the	
No. 10 and the second second of the contract o	events or amissions giving rise to the claims	
	occurred in this district.	
	(B) I. PREVIOUS LAWSUITS:	·
and the party has the contract of the contract	3. Plaintiff has not filed any other lawsuits in state or	
	federal court relating to plaintiff's imprisonment.	
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and the second s	II. PARTIES:
	PLAINTIFF:
	1. Plaintiff, Amber K. Brant, a black transgender inmate, is
	and was at all times mentioned herein a prisoner of the
	State of Tennessee in the custody of the Tennessee
	Department of Corrections. Plaintiff is currently confined
	in the Northeast Correctional Complex located at 5249
	Highway 67, west, mountain City, Tennessee - 5000.
	2. Plaintiff's T.D.c.C- Number is 39/911.
	3. Plaintiff's mailing address is p.o. 13 ox 5 oco mountain
	City, Tennessee 31683.
	DEFENDANTS:
· · · · · · · · · · · · · · · · · · ·	4. Defendant Clifford Tresslor is the unit manager for
oth dates and a second transfer and an artist of the second and a second and a second and a second and a second	units seven, eight, nine and Ton at the Northeast
	correctional complex. He is responsible for the daily operations
	of these units, responsible for supervising prison staff working
	the above named units, maintaining inmate safety and security,
	and responding to inmate request. He is sued in his
	Personal and official capacities.
	5. Defendant Odom is a Sergeant at the wortheast correctional
	Complex for units seven, eight, nine and ten. Odom is
	responsible for conditions and operations at the mortheast
	Correctional Complex. He is also responsible for Supervising
	prison Staff working the above named units, maintaining inmate
	Safety and security, and responding to inmate request
	and emergency situation such as inmate-on-inmate
	assaults. He is sued in his personal and official capacities.
Cas	3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 3 of 25 PageID

Printer data di sumana paga paga di Sala adan di Saga paga paga paga paga di Sala	6. Defendant mulvane is a sergeant at the Northeast
	Correctional complex for units seven, eight, nine and ten.
, and the same of the special control to the same of t	mulkane is responsible for conditions and operations at
	the Northeast Correctional Complex. He is responsible
	for supervising prisen staff working the above named units
	maintaining inmater safety and security, and responding to
	inmate (equest and emergency situation such as inmate-on-
	inmate assaults. He is sued in his personal and official
	Capacities.
	7. Defendant widner is a Lieutenant at the wortheast
	correctional complex for the prison. Widner is responsible
	for conditions and operations at the Northeast correctional
	Complex. He is responsible for supervising prison officers
	and staff working at the Northeast correctional complex, and
· · · · · · · · · · · · · · · · · · ·	maintaining inmate safety and security, and responding to
	inmate request and emergency situation such as inmate-on
	inmate assaults. He is sued in his personal and official
	Capacities.
	8. Defendant Dixion is an internal affairs sergeant at the
	Northeast correctional Complex. Dixion is responsible for
	investigating inmate-on-inmate assaults, maintaining and
	Providing inmate safety and security, investigating and
	responding reasonably to transgender inmates complaints of
	assaults and threats, and reasonably responding to emergency
	request and situations, and protecting inmates including
	fransgenders who have been threaten or assaulted.

	9. Defendant Garcia is a magor at the Northeast correctional
	Complex and is responsible for the daily condition and
	operations at the Northeast correctional complex. He is
	responsible for supervising prison serseants, Lieutenants, Captains
	and officers and staff. He is responsible for maintaining
	inmate Safety and security, and investigating and responding
	reasonably to inmate complaints of assaults and threats,
	and resonably responding teemergency request and
	Complaints of inmates, and protecting inmates including
	transgenders who have been threaten or assaulted.
	10. Defendant Steven Andrews is the warden of Treatment
	at the wortheast correctional Complex. He is responsible
	for the daily conditions and operations at the
terms or briefly the state of the same and a second	Northeast correctional complex. He is responsible for
	Supervising prisen officers, staff, and inmates. He is
	responsible for maintaining inmate safety and security,
	and investigating and responding reasonably to inmate
	Complaints of assaults and threats, and reasonably
	responding to emergency request and complaints of all
	inmates, and responsible for protecting inmates including
ريسي سيريت ومرين ف ۱۹۹۸ ماند الماند	transgenders who have been threaten or assaulted.
	Andrews is also a final policymaker for the Northeast
	Correctional Complex. He is sued in his personal and
	official capacity.
the shall the state of the stat	11. Each defendant is sued in his or her personal and
	official capacity. At all times relevant and mentioned
	in this complaint each defendant acted under the
	Color of State law.

III. FACTS: 1. on December 22, 2022, plaintiff Brant was assaulted while housed in unit 7- Cell-4 at the Northeast correctional Complex. 12. Plaintiff Brant on December 22, 2022 was brutally assaulted in Unit 7-cell-4 at the wortheast correctional complex by Inmate Coleman who was also housed in the same unit with the plaintiff. Inmate Coleman Came to the plaintiff's cell and because plaintiff is transgender hit plaintiff in her left eye and temple with batteries coleman had tied up B. The assault left plaintiff Brant Stuned and rendered her un concious for several minutes. while plaintiff was stuned and sendered unconcious, Inmate coleman entered plaintiff's Cell and took plaintiff's fan and some Commissary that belonged to Plaintiff. 4. on the following day on December 23, 2022 while plaintiff Brant was out of her cell, someone entered her cell and took her christmas package of approximately \$125.00 worth of food as well as her commissary. 5. on December 22, 2022, the day before plaintiff's Christmas package was taken. The plaintiff had been threaten because of being transgender and having the physical features of a female including breast-

Co. Plaintiff Brant on December 22, 2022 reported the threats	
to the unit manager clifford Tresslor. mr. Tresslor asked the	Company
Plaintiff if she wanted him to put her commissary in his office.	
However, Mr. Tresslor was going on Christmas break.mr. Tresslor	
told plaintiff he would move her when he came back if	
plaintiff stayed out of trouble. Plaintiff Brant told	
Mr. Tresslor that she was not in any trouble or causing any	F-70 0 0000
trouble. That she was being threaten because she is	
transgender and in Unit 7 a known disciplinary and gang	
unit even though she had no disciplinary write ups, and	
that she was a minimum custedy inmate.	
7. The plaintiff reported to mr. Tresslor, that she was even	
told and threaten that she could not use the showers or	**
phones, even after unit manager Tresslor told plaintiff	
She could take her showers during count time for	P ^O Spanicani Phar
plaintiff's Safety plaintiff Brant was threaten and told if	
the rockman had to be locked down because of "Your	
bitch punk ass" during count while she showered that	
She would be smashed and would have to go to protective	
custody. Plaintiff reported these facts to mr. Tresslor.	
6. Plaintiff Brant personally reported being threaten starting	
from Friday December 22, 2022. That is when plaintiff	
Started telling mr-Tresslor of the threats and requesting	
to be more out of unit 7 to no prevail. All prior to	
being assaulted and cobbed by Inmate Coleman who lived	
in Cell 30 in unit 7. The most violent unit at the wortheast	
Correctional complex.	
•	

	9. Unit manager Tresslor's deliberate indifference to plaintiff	
and the state of t	Brant's Safety resulted in and was the direct cause of	
- modern company of the control of the	Plaintiff being brutally assaulted by Inmate Coleman. Had	
	Mr. Tresslor not acted with deliberate indifference to the	
r ner sammanismen i commente salvanisme	plaintiff's safety and moved plaintiff, she would not have been	
- wasan waan waa ahaa	brutally assaulted.	
· · · · · · · · · · · · · · · · · · ·	20. As the result of the brutal assault committed upon	
The Albertan Const. Con	Plaintiff Brant by Inmate Coleman. The plaintiff obtained a	
	black exe, an injured left cheek, and has continued to	
Military and an internal a construction	Suffer from blurged vision, and has been treated by the	
COLUMN WHAT IS I YOU BUT AND CONTRACTOR	Prison medical staff pertaining to plaintiff's injuries. In fact,	
ere di Ara 1977 di Albania di Tarini di manggala	plaintiff has been referred for an appointment with the eye	
The transmission of the second	doctor. See EXHIBIT (B) hereto showing plaintiff's injuries.	
Services of the confidence of		
er vallett va filosoon on soon andre des dessen seden e	21. After the brutal assault occurred upon the plaintiff and	
militario de como esta estado do estado e	while the injuries were still fresh, the plaintiff reported the	
	assault to Sergeant Odom seeking assistance in being	
····	protected and moved out of unit 7 away from her attacker.	
	However, sergeant odom took no affirmative action to	
and another than the same	protect or more plaintiff Brant.	
- Anna Part Contract		
	22. After the brutal assault occurred upon the plaintiff	
	and while the injuries were still fresh, the plaintiff	
	reported the assault to sergeant mulvane seeking	
	assistance in being protected and moved out of unit 7 away	
	from her attacker. However, sergeant mulvane took	
laid Blackman Bartina and radiga terms of the	no affirmative action to protect or move plaintiff Brant.	
	In fact, sergeant mulvane specifically told plaintiff	
transe trading spales, again transmitte	"you're not moving"	

g .	After the brutal assault occurred upon the plaintiff by
g .	ste coleman and because plaintiff was not receiving
any	assistance in being protected and beparated or moved
4	of unit I away from Inmate Coleman, and away from the
Ser.	cus threats made to the plaintiff, the plaintiff's
far	ily called the Northeast Correctional Complex and
5po	Ice to Lieutenant widner reporting the assault, threats,
and	situation. However, Lt. widner took no affirmative
act	ions at all to protect or more plaintiff Brant. In fact,
1+.1	widner did not even come to see or speak to plaintiff.
24.	After the brutal assault occurred upon the plaintiff by
Inm	ate coleman and because plaintiff was not receiving
any	assistance in being protected, separated, or moved out
of u	nit 7 away from Inmate Coleman, and away from the
Ser	ous threats made to the plaintiff. Plaintiff and
1	ate Zanker personally together went to the wortheast
Coll	ectional Complex's Internal Affairs Sergeant Dixon and
repa	cited the assault and threats to her. However, sergeant
אנכו	on took no affirmative actions to protect or more plaintiff
Bran	t. Plaintiff's injuries wer still fresh and visable at the time.
25. 1	After the brutal assault occurred upon the plaintiff by
	ate Coleman and because plaintiff was not receiving
	assistance in being protected, separated, or moved out of
	7 away from Inmate Coleman, and a way from the
	ous threats made to the plaintiff, Plaintiff Brant reported
	assault and threats to wortheast correctional complex's
	ior Garcia. However major Garcia took no affirmative
	ons to protect or move plaintiff Brant.

26. After the brutal assault occurred upon plaintiff by Inmate Coleman and because plaintiff was not receiving any assistance in being protected, separated, or moved out of unit 7 away from Inmate Coleman, and away from the serious threats made to the plaintiff. Plaintiff Brantwrote a letter to the wortheast Correctional complex's warden of Treatment Steven Andrews about and reporting the entire Situation to Warden Andrews Seeking his help to be moved to Safety. However, worden Andrews never responded to plaintiff's letter, never came to speak with plaintiff, and did not send any one else to speak with plaintiff, and henever took any personal affirmative actions to protect or remove plaintiff Brant out of harms way to safety. 27. In addition, to reporting the brutal assault committed upon Plaintiff by Inmate Coleman to the above named defendants. Plaintiff Brant went to the Northeast Correctional Complex's Disciplinary clerical clerk officer Ms. Smith Seeking help to be moved out of harms way to safety. Officer Smith took affirmative action by E-mailing I.A. Sergeant Dixion trying to get plaintiff some help. However Sergeant Dixion took no affirmative actions to protect or more plaintiff to safety. 28. On December 23, 2022, plaintiff Brant went to unit 10 at the Northeast correctional complex and had officer ms. cornett to call mental health because Brant was having problems in unit 7 because she is transgender that had been assaulted and threaten because of her feminine characteristic, Sexual orientation, and gender identity. Officer ms. cornett, in fact called mental health for plaintiff and they were told, unless it was a life and death they could not talk to Plaintiff." See EXHIBIT (C) hereto.

	29. on December 22, 2022, Plaint: ff placed an emergency	
The second section of the second section is a second section of the second section of the second section secti	grievance in the Northeast Correctional Complex's grievance box	Company of the State of the Sta
	grieving the entire situation and seeking help in being moved	
	out of harms way to safety. However, as of January 16, 2023,	
	plaintiff Brant had not received any response to her grievance	entropy of the state of the sta
	from anyone. on January 16, 2023, plaintiff spoke to the	
Principal and the Artificial Agency of the second of the s	Northeast Correctional Complex's Grievance Chair Person	CONTRACTOR OF STREET ST
	Lt. Judy Tolley. Ms. Tolley advised plaintiff that she had	
	received and logged plaintiff's grievance on or about	
	December 26, 2022. And because it was an emergency	
ON PROPERTY OF THE SECOND STREET, WHICH SEEMS WERE SECOND TO THE SECOND	grievance she took plaintiff's grievance to operations to	
- North Colombia againg ann ann an t-air an t-air ann an t-air an t-air an t-air an t-air an t-air an t-air an	be investigated on December 26, 2022. And as January 16, 2023	
	Lt. Tolley nor plaintiff had heard any thing back pertaining	adologica amenina marki aldige dilip spilla lattica con quantica for the case of the selection of the contraction of the case of the selection of the case of the selection of the case of the selection of the case of the ca
e Januarian esta esta esta per que presenta presenta de la composição de la composição de la composição de la comp	to plaintiff Brant's December 22, 2022 grievance. The	yn y gygg sagaadin ar san dad ag gasg - yn se c c ber en ddig
galang di kanggangang pendaganah an adam kanggang di kanggang di kanggang di kanggang di kanggang di kanggang	plaintiff's necember 22, 2022, grievance was never answered	
l day samang parantal adalag sina gapat paggap gapa paga maga sina na paga na paga di sina na pagga	by Warden Andrews or any one else at the Northeast	and the second section of the second
angradija kajaraka () ji gangrajan kala ()	Correctional Complex. In fact, it has never been answered ar	
	responded to - to this very day. The December 22, 2023	alaksi alaksi pere air Arenneley I. (18 p. 1924). Saviet 1941. (18 p. 1886).
and a supplemental programmy of the supplemental suppleme	grievance disappeared once Lt. Tolley gave it to	and the second of the second section of the second section is a second section of the second section s
n 1944-1944 - The Control of the American State of the Control of	operations to be investigated.	
nationalises substitute dispression in gale has a 1911 substantial according in the		and the second contraction of the second con
	30. Due to the fact plaintiff's December 22, 2023 grievance	
	had not been responded to on January 23, 2023, Plaintiff	
	Brant refiled her grievance and grieved the entire factual	
	Situation described above inwhich she encluded the facts	Secure Service Secure American Secure Contract (- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
articles and or all parts of the first of the contract of the	Set-out in paragraph 31 below. See EXHIBIT (A) attached	
	hereto.	
		y idayayaa ayaa oo yaa daa ahaa haa haa ahaa ahaa ahaa aha
and the state of t		dien von gebruiktung spiegenen hand is vand jug er dereiten till der einstelle der eine
		en entre es un entre consentant en la bas o del se consentant de la la consentant de la consentant de la conse
		an marketane en elle de la la partica. Viville de la

 31 Because plaintiff Brant is a transgender inmate who was
 assaulted, who reported the assault, who has been treated by
 medical for her injuries she sustained due to the assault. she
 filed a grievance over the matter. And no one took affirmative
 action to investigate or taken proper and affirmative action
 against the inmate who assaulted plaintiff as of January 23,
 2023. That plaintiff was moved out of unit 10 to unit 7
 without a write up for the actions of another inmate in
 which resulted in her being assaulted. If not for that she
 would not have been assaulted. Plaintiff Brant also Stated
 in her grievance on January 23, 2023 the facts set out in
 Paragraph 32 below,
 , , , , , , , , , , , , , , , , , , ,
 32. That the constitution requires prison officials to provide
 reasonable safety for prisoners. That prison officials must
 Protect inmates from assault by other inmates and from
 Unieasonable hazardous living conditions. Farmer V. Biennan,
 511 U.S. 825, 844 (1994). In plaintiff's specific situation
 that did not happen and she was forced to remain in
 unit 7-cell-4 in the Same unit with the inmate who
 assaulted plaintiff from December 22, 2022, the day the
 assault happen until on December 27, 2022, on the day
 unit manager Tressier came back to work and moved
plaintiff back to unit 10-cell4. plaintiff's situation,
 Complaints, and grievance had fell on deaf ears as of
 January 23, 2023.
 33. on January 26, 2023, Plaintiff's gricance filed on January
 23, 2023, was responded to by warden of security of the
Northeast correctional Complex Warden Henger in which-

warden Henger responded that: This matter was reviewed by Internal Affairs There was no basis to formally place charges against the alleged. However to satisfy offender Brant. major Garcia transferred the alleged offender. Offender Brant was placed in unit 10." 34. Warden Henger's response is not accurate of the facts or the tactual circumstances and did not resolve the matters. First, Plaintiff personally reported being threaten on Friday December 22, 2023 when she reported being threaten to unit manager Tressior and he refused to move her. Second, plaintiff had visible injuries that encluded a sever black eye that was swallen and blood-red, a bruised and swallen check, and suffered and continues to suffer blurred eye vision. Insuries inwhich plaintiff was treated for by the prison's medical Staff due to the assault. Third, plaintiff was forced to remain in unit 7 where she was assaulted from the day it happen on December 22, 2022 until December 27 2022, for exactly five days. Fourth, plaintiff Brant was not moved to unit lo until December 27, 2022, She was not immediately moved after She was assaulted or when she first reported being threatened. Fifth, Inmate Coleman was not immediately transferred or placed on pending punitive investigation by internal affairs at any time, In fact, Inmate Coleman who brutally assaulted plaintiff was allowed to come from unit 7 to unit la where plaintiff was housed on multiple occasions and roam from one unit to another long after he assaulted Brant. And Sixth, no affirmative actions to this day have been taken against any of the named defendants who failed and with deliberate indifference refused to protect and remove Plaintiff immediately from the violent and harmful living conditions and situation as requested by Plaintiff Brant.

IV. EXHAUSTION OF LEGAL REMEDIES 35. plaintiff Brant used the prison grievance procedure available at the Northeast correctional Complex to try and Solve the problem on December 22, 2022 plaintiff filed an emergency grievance in which She got no response. Then on January 23, 2023, because plaintiff did not receive a response from her first grievance. She filed another grievance presenting the facts relating to this complaint. on January 28, 2023 plaintiff received a response saying "The matter was reviewed by Internal Affairs. That there was no basis to place formal Charges against the alleged. That to Satisfy offender Brant, major Garcia transferred the alleged offender offender Brant was placed in unit 10" on January 30, 2023, Brant appealed the response to Northeast Correctional Complex's warden Brian Eller. on January 31, 2023, warden Eller agreed with the proposed response and Brant appealed to the Assistant Commissioner of prisons Lee Dotson. On February 9, 2023, Mr. Dotson Concurred with warden Brian Eller and Warden Henger Wherefore, Plaintiff is deemed to have exhausted her State remedies for the purposes of this 42 u.s.c. § 1983 Civil Rights Complaint as required under 42 U.S.C. & 1997e (a) and woodford v. Ngo, 548 U.S. 81 (2006)).

	LEGAL CLAIMS: 3 rant realleges and incorporates by reference
paragraphs 1:	·
7-51-0-31-0-1-15	,
37. That the De	efendants are jointly and severely liable to the
plaintiff for al	11 in juries and physical damage suffered and
Substained by	the plaintiff that were proximately caused
by the Defenda	ants' negligence and deliberate indifference.
38. That the n	numerous negligent and deliberate
indifference c	acts of Defendants Constituted gross and
willful neglie	gence and manifest a reckless, deliberate
and wanton, inc	difference to the value of human safety and
life.	
39. That Defe	ndants were aware of a "Substantial risk"
to the plainti	ff's safety, but failed to take reasonable
	tect plaintiff from it.
40. That in th	he case subjudice, prison officals at the
	ectional complex named herein, are liable
	hth and Fourteenth Amendments for
denying human	ne Conditions of Confinement when they
· •	- Plaintiff faced a substantial risk of
	to being assaulted, and when they failed
	nable measures to remedy the situation.
11. That there	was a "sufficiently Serious" deprivation of
	he plaintiff by the Defendant's, and that
	's acted with a "sufficiently culpable
State of mind	· - -
	79-DCLC-JEM Document 1 Filed 05/22/23 Page

- Constitution of the Cons	
	12. That the plaintiff was denied the minimal civilized
i	measure of life's necessities by the petendants, and
	such deprivations were sufficiently grave to form the
<u>_</u>	asis of an Eighth Amendment violation.
4	3. Defendants were deliberate indifferent to the plaintiff's
1	erious need for protection for denying humane conditions
¥	f Confinement, when they knew the plaintiff due to
1.	eing a transgender female faced a substantial risk of
l l	erious harm by being housed in unit 7 and then disregarding
§	hat risk by failing to take reasonable measures to abate it.
j	such deprivations were sufficiently grave to form the
1.	asis of an Eighth Amendment violations
Į.	141. The Defendants were negligent and exhibited
1	leliberate indifference towards the plaintiff's need of
1.	rotection by failing to conduct a proper investigation
1	nto the matter when the assault occurred and for failing
1	o move plaintiff to safety at that time. Such neglect
ŧ	nd deliberate in difference constituted a violation of
	he plaintiff's rights and constituted cruel and inusual
	unishment.
	5. The Defendants were negligent and exhibited deliberate
in in	difference towards the plaintiff's protection needs by
į	ailing to conduct a proper investigation into the matter
1	nd for supporting the decisions and actions of each other. o
1	erein named. Such neglect and deliberate indifference
1	anstituted a violation of the plaintiff's rights and
1	constituted cruel and unusual punishment.
6	ase 3:23-cv-00179-DCI C-1FM Document 1 Filed 05/22/23 Page 16 of 25

46. The plaintiff suffered substantial injuries e	is a result
of the Defendants actions and deliberate in	•
to include blurred exesight, and extreme mental	*
depression.	
17 That as a direct result of the negligent and	deliberate
indifference acts of the Defendants as reference	ced herein
above, and the violation of the duty of care ow	red to
Plaintiff Brant. Plaintiff was proximately cause	d to suffer
life lasting injuries including but not limited:	to physical
pain and suffering past, present, and future a	ind damage
to every day human life.	
-18. That as a direct and proximate result of	these acts
complained of herein, plaintiff Brant suffers	
anxiety, fear, distrust of everyone, anxiety, 1	•
Self-Esteem, and discord with others. The	
has additionally Suffered mental and emoti	•
distress as a direct results of the acts co	<u>.</u>
of.	
19. The Defendants have engaged in acts and fa	iluses to
act which constitute intentional infliction of e	1
distress upon plaintiff.	
50. That the Defendants careless and seckless	indifference
to the safety and well-being of plaintiff 131	†
Constitutes the negligent infliction of emot	j t
distress.	

	31. That the acts of Defendants herein complained of and
andre i have a senso in American Marine in American	their failure to act constitutes outrageous Conduct towards
	Plaintiff.
	52. That by virtue of these acts and omissions, Defendants
	have condoned, ratified, and adopted these unlawful,
	unsafe, and unhealthy activities of their employees and
	agents as though Committed by themselves, and are liable
	for the resulting injuries and damages.
	53. That the December 22,2022 incident was the direct
	results of the Defendants inadequate procedures and their
	policy, custom and practice of inadequate training of Staff.
	54. That the December 22,2022 incident was the direct
	results of the Defendants failure to segregate dangerous and
	violent inmates from vulnerable inmates, or from each other.
	55. That the December 22, 2022, incident was the direct
	results due to the fact that the Northeast Correctional
·	Complex is so "grossly understaffed and there is only
ar defende of the second se	One Correctional officer on duty to supervise and control
	the 120 or more inmates housed in a unit.
	56. That the December 22, 2022 incident was the direct
	results of the Defendants inadequate procedures and their
-	Policy, custom and practice of not isolating or properly
	disciplining inmates who threaten or attack other inmates.
habasan siringkinasisi	
n 25	

57. That the above named failures have led to a substantial risk of Secious harm to inmates who are placed in unit-7 at the Nectheast callectional Complex that is long standing, pervasive, and apparent to any knowledgeable observer and Defendants had actual knowledge of that risk since as early as of Nevember 2021, and was aware of that risk at the time. Plaintiff Brant was placed in unit 7. 58. That the December 22, 2022 incident was the direct (esults of the Defendants inadequate procedures and their pelicy, custom and practice of inadequate security policies, practice, and custom legarding transgender inmates, and Defendants Custom, practice, and procedures of animosity against transgender immates and treating transpender including plaintiff Brant unfavorable because of their Sexual orientation or sender immates and treating transpender including plaintiff Brant unfavorable because of their Sexual orientation or sender identity. 59. That all Defendants stated were state actors under color of state law, and were personally involved in the alleged violations of the plaintiff censtitutional rights Each named Defendants were directly responsible for all of the alleged events that gave rise to this action. Said Defendants acted pursuant to customs and in direct violation to established Constitutional law, that violated plaintiff's constitutional rights. Consequently, the named Defendants are liable to the plaintiff has no plain, adequate or complete remedy at law to redress the wrongs described herein. Plaintiff has been and will continue to be irrepresently invited by the conduct of the defendants unless this court grants the relief which plaintiff seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 0125 14 Page 10 #: 19		
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events that gave rise to this action. Said Defendants acted pursuant to customs and in direct violation to established Canstitutional law, that violated plaintiff's Constitutional rishts. Consequently, the named Defendants are liable to the plaintiff under 412 U.S.C. § 1983. 60. The plaintiff has no plain, adequate or complete remedy at law to redress the wrongs described herein. Plaintiff has been and will continue to be irreparably injured by the conduct of the defendants unless this court grants the relief which plaintiff Seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		violations of the plaintiff's constitutional rights. Each named
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Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		pursuant to customs and in direct violation to established
the plaintiff under LIZ U.S.C. § 1983. 60. The plaintiff has no plain, adequate or complete remedy at law to redress the wrongs described herein. Plaintiff has been and will continue to be irreparably injured by the conduct of the defendants unless this court grants the relief which plaintiff seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		Constitutional law, that violated plaintiff's Constitutional
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to redress the wrongs described herein. Plaintiff has been and will continue to be irreparably injured by the conduct of the defendants unless this court grants the relief which plaintiff seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		60. The plaintiff has no plain, adequate or complete remedy at law
will continue to be irreparably injured by the conduct of the defendants unless this court grants the relief which plaintiff seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		
defendants unless this court grants the relief which plaintiff Seeks. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		
ري عوادي. Case 3:23-cv-00179-DCLC-JEM Document 1 Filed 05/22/23 Page 19 of 25		

	VI. PRAYER FOR RELIEF:	
	WHEREFORE, plaintiff respectfully prays that this	<u> </u>
	Court enter judgment granting Plaintiff:	
	GI. A declaration that the acts and omissions described	+
	herein violated plaintiff's rights under the Constitution	<u> </u>
	and laws of the united states.	
	62 Compensatory damages in the amount of \$ 5,000 against	!
	each defendant, jointly and severally.	1
	63. Punitive damages in the amount of \$ 5,000 against	
	each defendant.	<u> </u>
74	64. A jury trial on all issues triable by jury.	
	G3. Plaintiff's cost in this suit.	
	66 Any additional relief this coult deem just, proper,	
	and equitable.	!
	THIS THE 17 day of may 2023	
**************************************	XAmber Brant	1
	nespectfully Submitted	
	Amber K. Brant # 391911	1
	Northeast Correctional Complex	***************************************
M	P.O. 130x 5000	
	mountain city, TN 37683-5000.	
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		· · · · · · · · · · · · · · · · · · ·
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	VII. VERIFICATION:	
Para ANTO Character Anton Anton Anton Angelong and page 17 annua and antonion and	67. Pursuant to 28 U.S.C. & 1746, I declare and verify	man shaka maka kalifalawa kalifal
	under the penalty of perjucy under the laws of the	
	United States of America that the foregoing is true	*
	and correct.	
**************************************	Executed on, 2023.	
		di Santanian di Santah kana ang managan
	Amber K. Brant (plaintiff)	
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	IN THE UNITED STATES DISTRICT COURT
	EASTERN DISTRICT OF TENNESSEE
	AT KNOXVILLE
	· · · · · · · · · · · · · · · · · · ·
	AMBER K. BRANT,
	Petitioner)
	-VS- DECLARATION OF
	CLIFFORD TRESSLOR et al. JOHN ZANKER.
	Defendants.
	DECLARATION UNDER PENALTY OF PERJURY OF
	JOHN ZANKER
	John Zanker, being competent to make this declaration and
-	having personal Knowledge of the matters stated herein, declares
	pursuant to 28 4.5.6. § 1746:
	1. That my name is John Zanker.
	2. That I am over the age of eighteen.
	3. That I am competent to testify in any court of law as to the
	matters stated herein.
	4. That I am an inmate in the Tennessee Department of
	Corrections incarcerated at the Northeast Correctional Complex
	located at 5249 Highway 67 West mountain City, Tennessee
	37683-5000.
	5. That my TDOC number is 534619.
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	6. That I have no personal interest in the outcome of this matter.
	1. That I personally know the plaintiff in this matter, Amber K.
	Brant who is a transgender female who is incarcerated at the
	Northeast Correctional Complex.
	8. That I have personal knowledge that on December 22, 2022
	while housed in unit 7-cell-4 at the Northeast Correctional
	Complex Amber 1c. Brant was assaulted.
	7. That I have personal knowledge that as a result of the assault
	Committed upon Amber K. 13 rant on December 22, 2022, Amber
	Sustained a severe black eye, swollen face, and a blood shot
	eye. An eye that swelled shut.
	O. That on December 22, 2022, I personally went with Amber Brant
	to the Northeast Correctional Complex's Internal Affairs office and
• • • •	reported the assault to I.A. sergeant ms. Dixon.
	11. That on December 22, 2022, when Amber Brant and I personally
	reported the assault to sergeant Dixion, Ambers facial injuries
	were clearly visible.
	12. That on December 22, 2022, I personally went with Amber Brant
	to the Northeast Correctional Complex's Disciplinary clerical
	Clerk officer ms. smith and reported the assault and seeking
	help to get Brant moved out of harms way to safety. officer
	Smith took affirmative actions by E-mailing I.A. sergeant Dixon
	trying to set Amber Brant help.
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	13. That I have personal Knowledge that after Amber Brant was
	assaulted and she could not get help she came to unit lo on
	December 23, 2022 and had officer ms. cornett call mental heath for
	her because she was having problems in unit 7 because she is a
	transgender female and had been assaulted and threatened.
	Officer cornett in my presence Called mental health for Amber
	and they were told that unless it was a life and death they
	Could not talk to Amber Brant.
	14. That I have personal Knowledge that after the assault was
	Committed upon Amber Brant on December 22, 2022, She was made
	to remain in unit 7 with her attacker from December 22, 2022
	until December 27, 2022.
	15. That I have personal knowledge that on December 27, 2022
4,414,414	Amber Brant was moved from unit 7 to unit 10.
	16. That I have personal knowledge that after Amber Brant was
	moved from unit 7 to unit 10 on December 27, 2022, that her
	attacker Inmate Coleman was allowed on multiple occasions
	to come in to unit to where Amber Brant was housed.
	7. That because of the threats made toward Amber Brant
	while she was housed in unit 7 and the assault committed
The second secon	upon her, and her being threatened to be assaulted again if she
	did not stay in her cell. I personally with Inmate Mask
	got food and took to Amber Brant So she could eat
	because she was threatened that if she did not stay in
	her cell she would be assaulted.
- Naga Sangangan ang maganahan (Arinin dan ana	

	18. That I have personal knowledge that as a result of
	December 22, 2012, assault committed upon Amber Brant and the
	injuries she sustained she has been treated by the prison's
	medical staff for continuous blurred vision.
 -	19. Fuithermore, I Saith Not.
	Pursuant to 18 U.S.C. § 1746, I declare and verify under
	the penalty of periury under the laws of the united States
	of America that the foregoing is true and correct to my
	personal knowledge.
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	Executed on this 15th day of march 2023.
	JOHN 29 N KRr Signature
	John Zanker, TDOC# 534619
	Northeast Correctional Complex
	P.c. 13 0x 5000, mountain city, TW 37683.
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